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**From:** Aviles, Jesse [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9FEDD63547464C589715A846AFAD05EC-AVILES, JESSE]  
**Sent:** 4/12/2019 2:04:52 PM  
**To:** Castillo, Amparo [Castillo.Amparo@epa.gov]  
**Subject:** FW: Comments on Delisting OU1

Hello Amparo:  
Another comment to upload.  
Thanks,  
Jesse

**From:** Jesse/Fran Aguirre Ex. 6 Personal Privacy (PP)  
**Sent:** Monday, April 8, 2019 22:31  
**To:** Aviles, Jesse <Aviles.Jesse@epa.gov>  
**Subject:** Comments on Delisting OU1

Just so you know, I attempted to submit these comments at 10:20 PM April 8, 2019 and was told it was too late to submit them!  
Fran

Docket ID no. EPA-HQ- SFUND-1999-0010

I have lived in Denver, CO for 45 years. I am the Vice-president of the Unite North Denver RNO and I am a member of the VB/I-70 Superfund Community Advisory Committee (CAG). I have a Science degree and I resent that the members of the CAG have been treated as less educated than those in this section 8 EPA!  
The EPA has not, to my knowledge, updated its criteria for resolving the pollution in OU1 during its 20 years of functioning in Northeast Denver. Why? According to their own reports, the EPA has never resolved the problem of where the soil pollution originated. I support, Dr. Charles Norris, the technical adviser to the CAG, who made a valid presentation to the EPA at a CAG meeting in July of 2018 about another possible source of this pollution. It appears that the Section 8 EPA has ignored his presentation  
I also support the comments made by Joel Minor, Esq. Earth Justice of the Denver Earth Justice office and the five recommendations made by the CAG that were not acknowledged nor responded to by the EPA Region 8.  
Since the EPA, itself has never been able to identify the source of pollution, nor tested soil deeper than 12 inches nor considered more pollutants than lead and arsenic, how can this OU1 site be delisted? If air was proposed to carry pollution across the OU1 area, why was this pollution not found in the soil of every home in the area? Why have the recommendations of the CAG and Dr. Norris not been followed? How is it possible to test a residence next to a former industrial site and not test that industrial site? Multiple residential sites have been considered commercial and have therefore not been tested. Why have industrial and highway sites not been tested? Why is there a smaller parts per million of lead acceptable in Pueblo and a higher level acceptable in Denver?  
In the 20 years that the EPA has been in OU1, why have the number of pollutants not been upgraded with new developments in science? CDOT has even listed these pollutants and the EPA does not recognize them! Why are they not recognized? Why did the EPA not recognize and act on the request made by Federal Rep Diana DeGette 18 years ago?  
Why were businesses exempted from these tests? It still does not make sense!  
Frances FrainAguirre

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